

COMMITTEE MEETING  
STATE OF CALIFORNIA  
INTEGRATED WASTE MANAGEMENT BOARD  
BUDGET AND ADMINISTRATION COMMITTEE

JOE SERNA, JR., CALEPA BUILDING  
1001 I STREET  
2ND FLOOR  
COASTAL HEARING ROOM  
SACRAMENTO, CALIFORNIA

WENDESDAY, APRIL 9, 2003  
11:00 A.M.

TIFFANY C. KRAFT, CSR, RPR  
CERTIFIED SHORTHAND REPORTER  
LICENSE NUMBER 12277

PETERS SHORTHAND REPORTING CORPORATION (916) 362-2345

APPEARANCES

BOARD MEMBERS

Carl Washington, Chairperson

Jose Medina

Linda Moulton-Patterson

Michael Paparian

STAFF

Mark Leary, Executive Director

Julie Nauman, Chief Deputy Director

Kathryn Tobias, Chief Counsel

Terry Jordan, Deputy Director

ALSO PRESENT

Rubia Packard

PETERS SHORTHAND REPORTING CORPORATION (916) 362-2345

## INDEX

	Page
Roll Call And Declaration Of Quorum	6
A. Deputy Director's Report	7
B. Consideration Of Contractor For The Recycling Market Development Revolving Loan Program For Foreclosure Services (RMDZ Sub-account FY 2002/03) -- (Special Waste & Market Development Committee Item E And April Board Item 24)	7
Motion	7
Vote	7
C. Consideration Of Awards For A Joint Offering Of The Reuse Assistance Grants For Fiscal Years 2002/2003 And 2003/2004 -- (Special Waste & Market Development Committee Item F And April Board Item 25)	7
Motion	7
Vote	7
D. Consideration Of Scope Of Work And Contractor For The Motion Picture Industry Sustainability Contract (IWMA Fund, FY 2002/2003 Contract Concept No. 30 And Used Oil Fund, FY 2002-03 Contract Concept No. 0-39) -- (Special Waste & Market Development Committee Item G And April Board Item 26)	7
Motion	7
Vote	7
E. Consideration Of Contractor For Conversion Technologies Life Cycle And Market Impact Assessment Contract (FY 2002-03 AB 2770 Appropriation) -- (Special Waste & Market Development Committee Item H And April Board Item 27)	7
Motion	7
Vote	7

## INDEX CONTINUED

	Page
F. Consideration Of Contractor For The Post Consumer Resin (PCR) And Testing Protocol Contract (IWMA Fund, FY 2002/2003 Contract Concept No. 15) -- (Special Waste & Market Development Committee Item J And April Board Item 29)	7
Motion	7
Vote	7
G. Consideration Of Grant Award To The California Youth Authority For Recycled Rubber Products (Fiscal Year 2002/2003 Tire Recycling Management Fund) -- (Special Waste & Market Development Committee Item K And April Board Item 30)	7
Motion	7
Vote	7
H. Consideration Of California State University Long Beach As Contractor For The Fleet Manager Training Contract (FY 2002/2003 Used Oil Fund Contract Concept Number O-41) -- (Special Waste & Market Development Committee Item N And April Board Item 33)	7
Motion	7
Vote	7
I. Consideration Of The Grant Awards For The Used Oil Recycling Nonprofit Grant Program (5th Cycle) For FY 2002/2003 -- (Special Waste & Market Development Committee Item O And April Board Item 34)	7
Motion	7
Vote	7
J. Consideration Of The Scope Of Work And Contractor For The Community-Based Social Marketing Pilot To Increase Used Oil Recycling Participation (FY 2002/2003 Used Oil Fund Contract Concept Number O-33) -- (Special Waste & Market Development Committee Item P And April Board Item 35)	7
Motion	7
Vote	7

## INDEX CONTINUED

	Page
K. Consideration Of Approval Of New Sites For Remediation Under The Waste Tire Stabilization And Abatement Program -- (Special Waste & Market Development Committee Item T And April Board Item 39)	7
Motion	7
Vote	7
L. Review Of Monthly Board Meeting Agenda	8
M. Adjournment	16
N. Reporter's Certificate	17

PETERS SHORTHAND REPORTING CORPORATION (916) 362-2345

## 1 PROCEEDINGS

2 CHAIRPERSON WASHINGTON: The meeting is called to  
3 order.

4 We ask that you would cut off all cell phones.  
5 Place them on vibrate. We have public speaker forms in  
6 the back of the hearing room for those who'd like to  
7 speak.

8 I'm instructed that there's an announcement that  
9 I need to read. Throughout the month of April we will be  
10 conducting safety preparedness drills that will include  
11 evacuating this room. This drill may occur during this  
12 meeting. In order to prepare us for the unexpected  
13 emergency, we do not know what date or time the alarm will  
14 sound.

15 Please look for and know at least two emergency  
16 exits. Exits are located inside the public hearing rooms  
17 on the first and second floors and in the connecting halls  
18 outside the conference room in the remainder of the  
19 building. If the alarm sounds, evacuate immediately.  
20 Take all valuables with you. Do not use the elevator.

21 If you have mobility concerns that would prevent  
22 you from using the stairways, please let the host of the  
23 meeting know so arrangements can be made to have you wait  
24 safely in a protected area. You will be directed to a  
25 safe stairway, and an aide will stay with you until we

1 have heard the all-clear announcement. Follow your  
2 meeting host down the stairways to the relocation site.  
3 If you are on floors 8 through 25, you will relocate five  
4 floors down. If you are on floors one through seven, you  
5 will evacuate to Cesar Chavez Park located outside the  
6 building and directly south of City Hall.

7 If you are evacuated outside of the building,  
8 obey all traffic signals and be cautious when crossing the  
9 street. Stay at the relocation area until all-clear  
10 signals and the completion of the drill is given. Inside  
11 the building, the completion of the drill will be  
12 announced via the public address system. At the park the  
13 all-clear signal will be given from the command center set  
14 up on the stage. If you do not hear the announcement,  
15 simply stay with and follow the lead of your meeting host.

16 Thank you for your cooperation in this safety  
17 program.

18 All right. First, Members, are there any  
19 ex partes?

20 Mr. Paparian.

21 COMMITTEE MEMBER PAPARIAN: No. Up to date.

22 COMMITTEE MEMBER MOULTON-PATTERSON: Up to date.

23 COMMITTEE MEMBER MEDINA: I have some ex partes.

24 Mark Aprea in regard to the C&D regs. William B. Terry  
25 from Republic Services, meet and greet. Scott Gordon

1 regarding the Crazy Horse Landfill.

2 CHAIRPERSON WASHINGTON: Thank you. And I have  
3 one, Mark Aprea, just a greeting.

4 With that, Members, before the Deputy Director's  
5 report, I would like for you to notice that a number of  
6 our items are on consent. What I would like to do if  
7 there's no objection from the Committee, I will have the  
8 Deputy Director read off all our consent items, and we'll  
9 take one vote on the consent items. They've been through  
10 policy already, and we don't want to waste staffs' time  
11 giving another presentation.

12 Any objection?

13 COMMITTEE MEMBER MEDINA: No objection.

14 CHAIRPERSON WASHINGTON: Thank you. We'll turn  
15 it over to the Director.

16 DEPUTY DIRECTOR JORDAN: Thank you, Chair  
17 Washington and Committee Members. Good morning. Terry  
18 Jordan with the Administration and Financial Division.

19 With regards to the budget, we are going through  
20 a lot of drills because the new fiscal year will be coming  
21 up and currently the month of April seems to be our  
22 hearing month. The Assembly Budget Subcommittee chose not  
23 to have any prehearings this month and actually has moved  
24 our formal hearing date to April 30th, so we have yet to  
25 be in front of them.



1           However, we have gone to the prehearing with the  
2 Senate Budget Subcommittee. And although they really  
3 don't have any issues with our budget, per se, because  
4 we're not generally funded, they have raised a variety of  
5 questions in which we have been responding. We are  
6 interested, obviously, in our status of meeting the  
7 50 percent requirement in our loan program and waste  
8 exports. So the Director and I have been working with  
9 program staff in developing correspondence that has been  
10 going over to the Senate. We will be actually meeting in  
11 front of the Senate on April 10th. So it's tomorrow  
12 morning.

13           One of the things that I've been advising you of  
14 in several of the previous meetings was the changes -- the  
15 reform that's been taking place on state procurement and  
16 contracting. And just to let you know that a joint  
17 memorandum was sent out and we took receipt of yesterday  
18 from Daniel Zingale, Cabinet Secretary and Deputy Chief of  
19 the Staff to Steve Peace, Director of the Department of  
20 Finance regarding adherence to procurement and contracting  
21 procedures.

22           There is mandatory training that's being provided  
23 for all departments with regard to our procurement and  
24 contracting staff, including the administration chief,  
25 which is typically considered the procurement and

1 contracting officer of the department. So a lot of us  
2 will be going to mandatory training very soon. We're  
3 strongly encouraged to also review our procurement and  
4 contracting operations to ensure that all activities are  
5 conducted in compliance with the Governor's executive  
6 order from last May, D5502, and management memo 0219 that  
7 resulted from that. We understand more reform directives  
8 will be issued from the Department of General Services in  
9 the near future, including a mandatory Internet-based  
10 contract registration system.

11 (Thereupon a fire alarm test was activated.)

12 DEPUTY DIRECTOR JORDAN: We were also warned of  
13 the Department's failing to demonstrate competency in this  
14 area are subject to the appropriate action including, but  
15 not limited to, loss of our delegation authority. So it's  
16 a very serious matter, and that's why the mandatory  
17 training. So this will be an area that I will continue to  
18 update you on.

19 CHAIRPERSON WASHINGTON: Yes, ma'am.

20 COMMITTEE MEMBER MOULTON-PATTERSON: Thank you,  
21 Ms. Jordan.

22 I just wanted to emphasize my meeting at the  
23 Governor's office on Monday was very, very -- we were  
24 strictly reminded to adhere to this. And, you know, it's  
25 something we need to take very seriously. And I support

1 you and your staff on doing that.

2 DEPUTY DIRECTOR JORDAN: Thank you.

3 The last item I was going to report on, as I  
4 mentioned, the Budget Office is doing a lot of drills with  
5 regard to the coming budget issues. And one of the recent  
6 drills that we are currently working on was a recent  
7 requirement to take a look at and develop a 10 percent  
8 reduction in personnel services. So we're currently  
9 working on this.

10 And that concludes my Deputy Director's report.

11 CHAIRPERSON WASHINGTON: Great. Vice Chair of  
12 the Board.

13 Sorry. Staff just informed me -- I apologize.  
14 I'm sorry, Deborah. Can we call the roll to establish a  
15 quorum please.

16 SECRETARY McKEE: Medina?

17 COMMITTEE MEMBER MEDINA: Here.

18 SECRETARY McKEE: Moulton-Patterson?

19 COMMITTEE MEMBER MOULTON-PATTERSON: Here.

20 SECRETARY McKEE: Paparian?

21 COMMITTEE MEMBER PAPARIAN: Here.

22 SECRETARY McKEE: Washington?

23 CHAIRPERSON WASHINGTON: Here.

24 I apologize for that, Mr. Medina.

25 COMMITTEE MEMBER MEDINA: Mr. Chairman, I'd like

1 to move the following resolutions: 2003-248, 249, 250,  
2 251, 252, 272, 232, 233, 234, 135, some of which will be  
3 on the fiscal consent, and the others that are not on the  
4 fiscal consent will be on the consent calendar and will  
5 not be heard by members. But all the others will be in  
6 fiscal consent so I'd like to move those.

7 COMMITTEE MEMBER MOULTON-PATTERSON: I have a  
8 question.

9 CHAIRPERSON WASHINGTON: Yeah.

10 COMMITTEE MEMBER MOULTON-PATTERSON: Are those  
11 numbers -- is that B through G?

12 CHAIRPERSON WASHINGTON: Let me call off. That's  
13 Items B, C, D, E, G, H, I, J, K. And those are all fiscal  
14 consent items.

15 COMMITTEE MEMBER MOULTON-PATTERSON: Was F in  
16 there?

17 CHAIRPERSON WASHINGTON: No. F is an item that  
18 we need to take up.

19 COMMITTEE MEMBER MOULTON-PATTERSON: I'd second  
20 it.

21 CHAIRPERSON WASHINGTON: All right. We have a  
22 motion by Mr. Medina, seconded by Moulton-Patterson. And  
23 that's for, again, Items B, C, D, E, G, H, I, J, K. We  
24 have a motion and second.

25 Call the roll.

1 EXECUTIVE SECRETARY McKEE: Medina?

2 COMMITTEE MEMBER MEDINA: Aye.

3 EXECUTIVE SECRETARY McKEE: Moulton-Patterson?

4 COMMITTEE MEMBER MOULTON-PATTERSON: I'm sorry.

5 I'm slow this morning. But we're going to be taking up F

6 this morning. I thought we were taking up H. Is that

7 correct?

8 CHAIRPERSON WASHINGTON: H is on the fiscal

9 consent.

10 COMMITTEE MEMBER MOULTON-PATTERSON: Okay.

11 CHAIRPERSON WASHINGTON: That is California State

12 University of Long Beach. Is that the one you're talking

13 about?

14 COMMITTEE MEMBER MOULTON-PATTERSON: Yeah.

15 CHAIRPERSON WASHINGTON: Do you want to take that

16 one up?

17 COMMITTEE MEMBER MOULTON-PATTERSON: No, I

18 didn't. I was misinformed, I guess. I thought we were

19 going to discuss that, and I see I'm mistaken. So go

20 right ahead.

21 Aye.

22 EXECUTIVE SECRETARY McKEE: Paparian?

23 COMMITTEE MEMBER PAPARIAN: Aye.

24 EXECUTIVE SECRETARY McKEE: Washington?

25 CHAIRPERSON WASHINGTON: Aye.

1 All right. Ms. Jordan, Item F.

2 DEPUTY DIRECTOR JORDAN: Actually, Item F, there  
3 is no need to take it up as the contract was advised and  
4 there were no bidders. So it's my understanding that the  
5 Division will be coming back later with another item.

6 CHAIRPERSON WASHINGTON: All right. Thank you.  
7 That concludes our agenda items, Mr. Leary.

8 EXECUTIVE DIRECTOR LEARY: I concur, Mr. Chairman  
9 Washington. I think all that's left on your agenda this  
10 morning, which is Agenda Item L, which is the review of  
11 the monthly Board meeting.

12 So if there are not any questions about the rest  
13 of -- the remainder of the Committee's agenda, I can start  
14 that discussion.

15 CHAIRPERSON WASHINGTON: All right. And I'll  
16 turn it over to our Chair.

17 COMMITTEE MEMBER MOULTON-PATTERSON: Thank you,  
18 Mr. Washington. And thank you for your patience on that.

19 CHAIRPERSON WASHINGTON: No problem.

20 COMMITTEE MEMBER MOULTON-PATTERSON: I had my  
21 letters mixed up.

22 We have a one-day Board meeting coming up on  
23 Wednesday, April 23rd at 9:30. And at this time Mr. Leary  
24 will go over -- recap what took place in the Committee so  
25 we know what's on consent and what's not for members of

1 the public, if there's any left.

2           You know, just because they're on consent doesn't  
3 mean they can't be pulled off. So just want to warn you  
4 that this is all tentative. Thank you.

5           EXECUTIVE DIRECTOR LEARY: Thank you. You can  
6 see how staff reacted when they know the Executive  
7 Director is about to speak. How discouraging is that.

8           (Laughter)

9           EXECUTIVE DIRECTOR LEARY: Our Chief Counsel  
10 advises me they feel very secure in my leadership. They  
11 don't feel like they need to stay here and watch me. That  
12 must be it.

13           Agenda Item 1 will be considered by the full  
14 Board.

15           Agenda Items 2 through 10 have been placed on  
16 consent by the Diversion Planning and Local Assistance  
17 Committee.

18           Agenda Items 11 and 12 were Committee items only  
19 and do not need to be considered by the full Board.

20           Agenda Item 13 has been pulled.

21           Agenda Item 14 was not taken up by any Committee  
22 because that presentation was thought to be best presented  
23 at the full Board meeting.

24           (Thereupon a fire alarm test was activated.)

25           EXECUTIVE DIRECTOR LEARY: Agenda Item 15 has

1 been pulled.

2 Agenda Item 16, Tajiguas, will be taken up by the  
3 full Board.

4 Agenda Items 17 through 21 were Committee only  
5 items. This involved discussion at the Committee and do  
6 not need to be considered by the full Board.

7 In the Waste Prevention and Market Development  
8 Section, Agenda Items 22 and 23 were placed on consent.

9 Agenda Items 24, 25, 26, and 27, as you've  
10 already heard this morning, have been placed by that  
11 Policy Committee on fiscal consent. That is, they will  
12 involve a very abbreviated presentation but allow the full  
13 Board to act on it.

14 Agenda Item 28 is placed on consent.

15 Agenda Item 29, as Deputy Director Jordan just  
16 mentioned, did not have a bidder. There's no action for  
17 the Committee or the Board to take. There's no need for  
18 the Board to consider that item.

19 Agenda Item 30 is an abbreviated presentation but  
20 enjoys the Policy Committee's support.

21 Agenda Item 31, although it was a vote of four to  
22 zero by the Committee, because it is an adoption of  
23 regulations, we will bring that before the Board so the  
24 Board can in its entirety move on the regulatory package.

25 Agenda Item 32 is a Committee-only presentation



1 by the Office of Environmental Health Hazards on tire fire  
2 smoke.

3           Agenda Items 33 through 35 are fiscal items.  
4 Will involve abbreviated presentations, but do enjoy the  
5 support of the Committee.

6           Agenda Items 36 and 37 are consent items.

7           Agenda Item 38 has been pulled from  
8 consideration.

9           Agenda Item 39 is another fiscal item that will  
10 involve an abbreviated presentation but does enjoy the  
11 support of the Committee.

12           The Committee, as Chair Medina will tell you, had  
13 a great discussion on Agenda Item 40, and we got very  
14 clear direction on proceeding on it. I know it's a  
15 high-profile project for the Board as a whole, and staff  
16 will be coming back in June with an analysis of  
17 alternatives. But in terms of Board consideration in  
18 April, there need not be any.

19           And Agenda Item 41, the five-year tire plan,  
20 although some consideration was given to try to ramp that  
21 up for April, I think given the workload involved and the  
22 time limitations of the April Board meeting that we stick  
23 with our original schedule of bringing that before the  
24 Board in May.

25           And Agenda Item 42 is the Board request item on

1 the Bagley-Keene Act, and that is set for time certain at  
2 1:30 in the afternoon.

3 And that concludes what I know about this month's  
4 agenda.

5 COMMITTEE MEMBER MOULTON-PATTERSON: Okay. If --  
6 oh, Mr. Paparian.

7 COMMITTEE MEMBER PAPARIAN: Just a quick  
8 question. You were interrupted by the alarm on Item 14.  
9 That's a time certain as I understand it. It was going to  
10 be I think --

11 EXECUTIVE DIRECTOR LEARY: Let me ask the newest  
12 grandparent in the audience, Ms. Rubia Packard, who would  
13 like to announce the new arrival of her granddaughter --

14 MS. PACKARD: Yeah.

15 EXECUTIVE DIRECTOR LEARY: -- into the world on  
16 Friday of this past week. So Rubia doesn't know which end  
17 is up at this moment.

18 Rubia, is that a time certain item?

19 MS. PACKARD: No, it's not. We were hoping to do  
20 it in the morning. So -- hoping, but it's not time  
21 certain.

22 EXECUTIVE DIRECTOR LEARY: We can make it a time  
23 certain, given we have two weeks to work it out.

24 MS. PACKARD: That would certainly be helpful to  
25 the contractor. It will be the contractor making the

1 presentation. But it's not absolutely necessary.

2 COMMITTEE MEMBER MOULTON-PATTERSON: Well, if you  
3 can find a time that you think, you know, that you can do  
4 it, it's okay with me, I guess is what I'm saying. But,  
5 you know, you just never know on these time certain if  
6 they're going to work out. It's fine with me if you think  
7 it's necessary. I'll leave that to the Executive Director  
8 and to you, Ms. Packard.

9 And to you, congratulations.

10 COMMITTEE MEMBER PAPARIAN: I think one of the  
11 keys is if it happened early enough in the morning --  
12 because then you have the afternoon time certain.

13 COMMITTEE MEMBER MOULTON-PATTERSON: Definitely  
14 would have to be in the morning. Would that help?

15 MS. PACKARD: Morning is a good enough time  
16 frame, I think. Thank you.

17 COMMITTEE MEMBER MOULTON-PATTERSON: Okay. And  
18 like I said -- if you'll indulge me, can I run over this  
19 and see if I scribbled these right and then make  
20 corrections now?

21 1 will be taken up by the full Board.

22 2 through 10 are on the consent calendar.

23 11, 12, and 13 we're not going to take up for one  
24 reason or another.

25 Number 14, as we just spoke, will happen in the

1 morning but not necessarily a time certain.

2 15 was pulled.

3 16 is the full Board.

4 17 through 21 were Committee only.

5 22 and 23 are consent calendar.

6 24 through 27 are fiscal consent items.

7 28 is consent calendar.

8 29 is not on the agenda.

9 30 is fiscal consent.

10 And for some reason -- what happened with 31?

11 EXECUTIVE DIRECTOR LEARY: 31 will be presented  
12 to the Board because it's the adoption of regulations.

13 COMMITTEE MEMBER MOULTON-PATTERSON: Full Board?

14 EXECUTIVE DIRECTOR LEARY: But it enjoys the  
15 Committee consent.

16 COMMITTEE MEMBER MOULTON-PATTERSON: 32 was  
17 Committee only.

18 33 through 35 are fiscal consent items.

19 36 and 37 are consent calendars.

20 38 was pulled.

21 39, fiscal item.

22 40, they're hear in June.

23 And then 41, the five-year plan, we're hear in  
24 May.

25 And 42 is time certain at 1:30, and that's going

1 over the Bagley-Keene; is that right?

2 EXECUTIVE DIRECTOR LEARY: That's correct.

3 One other comment is we don't believe there will  
4 be a need for a closed session, at least from our  
5 perspective. I know the Board has considered personnel  
6 items, and maybe you have your own need for a closed  
7 session. But as far as the best we can project, at this  
8 point we don't see a need for closed session.

9 COMMITTEE MEMBER MOULTON-PATTERSON: I don't  
10 think we'll have time to do it at this meeting.

11 So that's it. Thank you very much.

12 Any public comments?

13 Okay. See you at 1:30 for our special Board  
14 meeting.

15 (Thereupon the California Integrated Waste  
16 Managment Board, Budget and Administration  
17 Committee adjourned at 11:22 a.m.)

18

19

20

21

22

23

24

25

1 CERTIFICATE OF REPORTER

2 I, TIFFANY C. KRAFT, a Certified Shorthand  
3 Reporter of the State of California, and Registered  
4 Professional Reporter, do hereby certify:

5 That I am a disinterested person herein; that the  
6 foregoing hearing was reported in shorthand by me,  
7 Tiffany C. Kraft, a Certified Shorthand Reporter of the  
8 State of California, and thereafter transcribed into  
9 typewriting.

10 I further certify that I am not of counsel or  
11 attorney for any of the parties to said hearing nor in any  
12 way interested in the outcome of said hearing.

13 IN WITNESS WHEREOF, I have hereunto set my hand  
14 this 22nd day of April, 2003.

15

16

17

18

19

20

21

22

23 TIFFANY C. KRAFT, CSR, RPR

24 Certified Shorthand Reporter

25 License No. 12277